

### **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mark Muller on 4/23/2009.

2. The application has been amended as follows:

#### **IN THE CLAIMS:**

**Claim 1**, after line 3 ("a receiver;"), added the following limitation:

determining that the receiver has not received a communication from another transmitter after the receiver has been trained to enter the state capable of interpreting the selected data type by a training transmitter;

**Claim 11**, after line 5 ("a receiver;"), added the following limitation:

determining that the receiver has not received a communication from another transmitter after the receiver has been trained to enter the state capable of interpreting the selected data type by a training transmitter;

**Claim 15**, line 6, after "...state by the transmitter", deleted “.”

and added -- ; and --

Added, as line 7, to determine whether the receiver has not received a communication from another transmitter after the receiver has been trained to enter the state capable of interpreting the selected data type by a training transmitter.

**Claim 19**, line 7, after "...state by the transmitter", deleted “.”

and added -- ; and --

Added, as line 8, to determine whether the receiver has not received a communication from another transmitter after the receiver has been trained to enter the state capable of interpreting the selected data type by a training transmitter.

**Claim 4.** (Canceled).

3. Claims 1, 2, 5-11, 13-22 are allowed over prior art of record.

The following is an examiner's statement of reasons for allowance:

The closest prior art of record, Poon et al. (EP 0928084 A2) and Kobayashi et al. (US 2004/0218627 A1), taken alone or in combination, fails to disclose the inventive features of "determining whether a state of interpreting a

selected data type has been maintained by a receiver, and determining that the receiver has not received a communication from another transmitter after the receiver has been trained to enter the state capable of interpreting the selected data type by a training transmitter", as in amended independent claims 1, 11, 15 and 19.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to AFSAR M. QURESHI whose telephone number is (571)272-3178. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Trost can be reached on (571) 272 7872. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

4/25/2009

/Afsar M Qureshi/  
Primary Examiner  
Art Unit 2416